

**UNITED STATES OF AMERICA**  
**JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge Bruce M. Selya  
United States Court of Appeals  
First Circuit

Judge Julia Smith Gibbons  
United States Court of Appeals  
Sixth Circuit

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

**DIRECT REPLY TO:**

Michael J. Beck  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

May 19, 2003

Honorable Patti B. Saris  
U.S. District Judge  
6130 U.S. Courthouse Way  
Boston, MA 02210-3002

Re: MDL-1456 -- In re Pharmaceutical Industry Average Wholesale Price Litigation

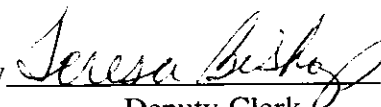
(See Attached Schedule CTO-11)

Dear Judge Saris:

For your information, I am enclosing a copy of a conditional transfer order filed today by the Judicial Panel on Multidistrict Litigation in this matter.

Very truly,

Michael J. Beck  
Clerk of the Panel

By   
Deputy Clerk

cc: Judge Janet C. Hall, Judge Norman A. Mordue

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**MAY 19 2003**

**DOCKET NO. 1456**

FILED  
CLERK'S OFFICE

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION***  
***IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE***  
***LITIGATION***  
***(SEE ATTACHED SCHEDULE)***

***CONDITIONAL TRANSFER ORDER (CTO-11)***

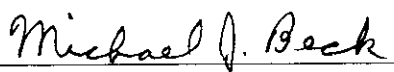
On April 30, 2002, the Panel transferred 16 civil actions to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 19 additional actions have been transferred to the District of Massachusetts. With the consent of that court, all such actions have been assigned to the Honorable Patti B. Saris.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Saris.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Massachusetts for the reasons stated in the order of April 30, 2002, 201 F.Supp.2d 1378 (J.P.M.L. 2002), and, with the consent of that court, assigned to the Honorable Patti B. Saris.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

  
Michael J. Beck  
Clerk of the Panel

**SCHEDULE CTO-11 - TAG ALONG CASES**  
**DOCKET NO. 1456**  
**IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION**

**DISTRICT DIV. CIVIL ACTION#**

**CONNECTICUT**

CT	3	03-553	State of Connecticut v. Glaxosmithkline PLC, et al.
CT	3	03-554	State of Connecticut v. Pharmacia Corp.
CT	3	03-557	State of Connecticut v. Aventis Pharmaceuticals, Inc.
CT	3	03-572	State of Connecticut v. Dey Inc., et al.

**NEW YORK NORTHERN**

NYN	1	03-305	The People of the State of New York, etc. v. Aventis Pharmaceuticals, Inc.
-----	---	--------	--